

Supplemental Information Disclosure Statement

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.8(a)(4).

Dated: July 31, 2009

Electronic Signature for Christina M. Sperry: /Christina M. Sperry/Reg. No. 47,106

Docket No.: 101896-0234
(DEP5100CIP)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Tushar Patel et al.

Application No.: 10/777,019

Confirmation No.: 2233

Filed: February 11, 2004

Art Unit: 3733

For: TISSUE RETRACTOR AND GUIDE
DEVICE

Examiner: D. C. Comstock

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (IDS)

Dear Madam:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the publications listed on the attached PTO/SB08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the publications be made of record therein.

This Supplemental Information Disclosure Statement is filed more than three months after the U.S. filing date, OR more than three months after the date of entry of the national stage of a PCT application, AND after the mailing date of the first Office Action on the merits, whichever occurs first, but before the mailing date of a Final Office Action or Notice of Allowance (37 CFR 1.97(c)).

In accordance with 37 CFR 1.98(a)(2)(ii), Applicant has not submitted copies of U.S. patents and U.S. patent applications. Applicant submits herewith copies of foreign patents and non-patent literature in accordance with 37 CFR 1.98(a)(2).

The Applicant also reminds and/or calls the Examiner's attention to the following co-pending U.S. Patent Application:

Patent Application	Filing Date	Title
10/609,123	June 27, 2003	TISSUE RETRACTOR AND DRILL GUIDE

10/664,575	September 17, 2003	DRILL GUIDE WITH ALIGNMENT FEATURE
10/776,414	February 11, 2004	GUIDE FOR SPINAL TOOLS, IMPLANTS, AND DEVICES

In accordance with 37 CFR 1.97(g), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Supplemental Information Disclosure Statement shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in § 1.56 (b).

It is submitted that the Supplemental Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed publications.

Please charge our Credit Card in the amount of \$180.00 covering the fee set forth in 37 CFR 1.17(p). Credit Card Payment Form SB-2038, with a signature from an authorized cardholder, is enclosed. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 141449, under Order No. 101896-0234.

Dated: July 31, 2009

Respectfully submitted,

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